

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DUANE A. NAILOR,

Petitioner,

v.

FISHER, Warden,

Respondent.

Case No. 20-00724 BLF (PR)

**ORDER GRANTING MOTION TO  
FILE UNDER SEAL; STAYING  
MATTER PENDING  
APPOINTMENT OF COUNSEL FOR  
LIMITED PURPOSE**

(Docket No. 10)


Petitioner, a state prisoner proceeding *pro se*, filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254, challenging his state conviction in Alameda County Superior Court. Dkt. No. 1. On August 10, 2020, Respondent filed an answer, Dkt. No. 9, and an administrative motion to file under seal a probation report pursuant to the California Rules of Court 8.45-8.47, which provides that personal information in a probation report is confidential. Dkt. No. 10 at 1, citing *People v. Connor*, 115 Cal.App.4th 669, 685 (2004). Good cause appearing, the motion is GRANTED.

The Court has referred this matter to the Federal Pro Se Program for limited appointment of counsel for the purpose of conducting a competency hearing. Dkt. No. 20. This matter is hereby STAYED until counsel is appointed. If counsel disagrees with the sealing order above, the Court will consider a motion for reconsideration.

This order terminates Docket No. 10.

**IT IS SO ORDERED.**

Dated: January 7, 2021

  
BETH LABSON FREEMAN  
United States District Judge

United States District Court  
Northern District of California

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